

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

M.T.C. CONSTRUCTION, INC., d/b/a)
K. BATES STEEL SERVICES, INC.)
)
Plaintiff,)
)
vs.)
)
UNITED STATES DEPARTMENT OF)
TRANSPORTATION,)
)
Defendant.)

Case No. 4:05CV00967 AGF

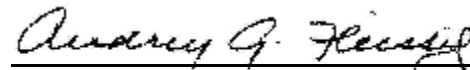
ORDER

This matter is before the Court on the parties' Joint Motion to Stay Proceedings [Doc. #25], filed on April 14, 2006, and the Stipulation to Dismiss Counts II through V of Plaintiff's complaint with prejudice [Doc. #26], filed on the same day. For good cause shown,

IT IS HEREBY ORDERED that the Stipulation for Dismissal, with prejudice, of Counts II through V of Plaintiff's Complaint [Doc. # 26] is **GRANTED**.

IT IS FURTHER ORDERED that the parties' Joint Motion to Stay Proceedings [Doc. #25] is **GRANTED**.

IT IS FURTHER ORDERED that the parties shall file a status report with respect to Count I and Plaintiff's new Application for Certification within sixty (60) days of the date of this Order.

A handwritten signature in cursive script, reading "Audrey G. Fleissig", is written over a horizontal line.

AUDREY G. FLEISSIG
UNITED STATES MAGISTRATE JUDGE

Dated this 17th day of April, 2006.